

Village Council
August 20, 2007
7:00 PM

Minutes

Call to Order:

Pledge of Allegiance:

Led by Dr. Bender

Roll Call:

Present for roll call was: Dr. Bender, Mr. Donahue, Ms. Eisnaugle, Mr. Jarvis, Ms. Mershon and Mr. Paini

Motion to excuse Ms. Turner by Ms. Mershon, seconded by Mr. Donahue

Approval of Minutes:

Motion to approve all minutes presented by Mr. Donahue, seconded by Ms. Mershon

VOTE: **AYES:** Mr. Donahue, Ms. Mershon, Mr. Jarvis, Ms. Eisnaugle, Dr. Bender

NAYS:

Abstain on all but July 16 (Aye): Mr. Paini

Communications and Petitions:

Notice of the Appeal of the decision of the Planning and Zoning Commission public hearing by Applicant Damon Pfeifer will be scheduled for 6:30 pm Tuesday, Sept 4, 2007.

Village Residents Comments:

Pastor Charles Williams of 7177 Oliver Winchester Dr. moved to area about a year and a half ago. He questions the restrictions of sex offenders in schools. He would like to see an ordinance passed without loopholes, to disallow these offenders to work in the environment from which they are prohibited and to define their living arrangements as to disallow the lengthy of visitation of others. Discussion of definition of living with the legal representative about the legal definition of residence and the stipulations of increasing the 1,000 feet limit to a 1,500 limit.

Jeffery Bond of 36 Washington Street speaks about Canal Winchester development and the desirability of property within neighborhoods in tough times. Cherry Landing trash pickup and fire trucks can be seen as challenges that need to be addressed in time. He believes that urban planning can make Canal Winchester more successful and desirable to keep property value up.

Tony Note of 126 E Columbus Street addresses the logo and motto, and proposes that the logo say something about history and not just about living at home. He wishes for the logo to say something about preservation, progress, or history of community. Mr. Paini stated that development suggested the use of marketing to draw businesses. Mr. Donahue stated that it is how it is being presented and not who markets the logo that is important. Mrs. Mershon suggested the use of "Where Ohio History Comes Alive." Lisa Dean, owner of Amerihost Hotel, representing the Chamber of Commerce, stated that the use of the logo should be something simple that all tourism parties can use. Dr. Bender stated that the proposed logo is clean, and is home to him. He said that each group should use whatever they want to use, and is not forced to use this logo.

ORDINANCES:

1st Reading

Sponsor: Mr. Paini

O-08-07H AN ORDINANCE TO AUTHORIZE THE MAYOR TO ACCEPT THE CONVEYANCE OF A 27.591 ACRE PARCEL, LOCATED WEST OF WASHINGTON STREET NEAR THE ASHBROOK SUBDIVISION, AND TO DEDICATE SUCH LAND TO PUBLIC USE

Mr. Paini gave the first reading of the above draft ordinance.

Sponsor: Mr. Paini

O-08-07J AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT FOR BUILDING DEPARTMENT SERVICES WITH TGW CONSULTING, LLC FOR THE PROVISION OF CHIEF BUILDING OFFICIAL AND MASTER PLANS EXAMINER SERVICES

Mr. Paini gave the first reading of the above draft ordinance. Mr. Allan Neimayer explained the details of the ordinance.

Sponsor: Mr. Paini

O-08-07K AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT FOR BUILDING DEPARTMENT SERVICES WITH OHIO BUILDING CODE CONSULTANTS, LLC FOR THE PROVISION OF BUILDING INSPECTIONS AND RESIDENTIAL BUILDING OFFICIAL SERVICES

Mr. Paini gave the first reading of the above draft ordinance. Mr. Allan Neimayer explained the details of the ordinance.

2nd Reading

Sponsor: Ms. Mershon

O-08-07A AN ORDINANCE TO AMEND CHAPTER 1141 AND PORTIONS OF CHAPTERS 1143, 1145, and 1147 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CANAL WINCHESTER TO ENACT REVISIONS TO THE ZONING CODE

Ms. Mershon gave the second reading of the above draft ordinance

Sponsor: Mr. Donahue

O-08-07B AN ORDINANCE TO AMEND CHAPTER 1177 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CANAL WINCHESTER

Mr. Donahue gave the second reading of the above draft ordinance.

Sponsor:

O-08-07C AN ORDINANCE AUTHORIZING THE VILLAGE OF CANAL WINCHESTER, OHIO TO EXECUTE AND DELIVER AN CONTRACTING POLITICAL SUBDIVISIONS AGREEMENT AND GIVING APPLICABLE ELECTED REPRESENTATIVE APPROVAL IN CONNECTION WITH THE ISSUANCE OF REVENUE BONDS OF THE COUNTY OF MARION, OHIO, AND AUTHORIZING OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS AND DECLARING AN EMERGENCY

Mr. Donahue gave the second reading of the above draft ordinance. Susan Price and Cheryl Wickersham discussed the improvements for the facility of David's Way, to match the exterior and interior of the old and the new parts of the facility. Motion to suspend rules by Mr. Donahue, seconded by Ms. Mershon.

VOTE: **AYES:** Mr. Donahue, Ms. Mershon, Ms. Eisnaugle, Mr. Jarvis, Dr. Bender Mr. Paini

NAYS:

Sponsor: Ms. Mershon

O-07-07G AN ORDINANCE TO AMEND PART 11 OF THE CODIFIED ORDINANCES AND THE ZONING MAP OF THE VILLAGE OF CANAL WINCHESTER, REZONING A 0.874 ACRE TRACT OF LAND FROM EXCEPTIONAL USE DEVELOPMENT (EU) TO PLANNED INDUSTRIAL UNIT (PID) OWNED BY THE VILLAGE OF

Ms. Mershon gave the second reading of the above draft ordinance

O-08-07G AN ORDINANCE ESTABLISHING A PROHIBITION ON PERSONS WHO HAVE BEEN CONVICTED OF, ARE CONVICTED OF, WHO HAVE PLEADED GUILTY TO, OR WHO PLEAD GUILTY TO EITHER (1) A SEXUALLY ORIENTED OFFENSE THAT IS NOT A REGISTRATION-EXEMPT SEXUALLY ORIENTED OFFENSE FOR A CRIME COMMITTED AGAINST A CHILD OR (2) A CHILD-VICTIM ORIENTED OFFENSE; AND WHO HAVE BEEN CLASSIFIED AS EITHER A SEXUAL PREDATOR OR AS A SEXUALLY ORIENTED OFFENDER AS TO EITHER (1) OR (2) ABOVE, FROM ESTABLISHING A RESIDENCE OR OCCUPYING RESIDENTIAL PREMISES WITHIN ONE THOUSAND (1,000) FEET OF ANY PUBLIC OR PRIVATE SCHOOL PREMISE, LICENSED DAY CARE FACILITY, PRE-SCHOOL, VILLAGE-OWNED OR OPERATED PUBLIC PARK OR PLAYGROUND, LIBRARY, OR PUBLIC SWIMMING POOL, AND DECLARING AN EMERGENCY

3rd Reading

Ö-07-07F AN ORDINANCE TO AUTHORIZE THE MAYOR AND FINANCE
DIRECTOR TO ENTER INTO A DEPOSITORY AGREEMENT WITH
THE HUNTINGTON NATIONAL BANK FOR THE DEPOSIT OF
PUBLIC FUNDS

VOTE: **AYES:** Ms. Mershon, Ms. Eisnaugle, Dr. Bender, Mr. Donahue,
Mr. Jarvis, Mr. Paini

NAYS:

1st reading

R-08-07B A RESOLUTION TO ADOPT THE FIVE YEAR CAPITAL
IMPROVEMENT PLAN/MAINTENANCE OF EFFORT FOR THE

CALENDAR YEARS 2008-2012 FOR THE VILLAGE OF CANAL WINCHESTER

2nd reading

Sponsor:

R-08-07A A RESOLUTION AUTHORIZING THE MARKETING BRAND FOR THE VILLAGE OF CANAL WINCHESTER

3rd reading

Sponsor: Ms. Eisnaugle

R-07-07C A RESOLUTION TO PRESERVE THE GREEN SPACE OF STRADLEY PLACE AS OPEN SPACE

Move to adopt 10-07 by Ms. Eisnaugle, second by Ms. Mershon

VOTE: **AYES:** Ms. Eisnaugle, Ms. Mershon, Mr. Paini, Mr. Jarvis, Mr. Donaghue, Dr. Bender
NAYS:

Mayor's Report:

Progress on bike paths and utility movements. Hospital project preliminary site plans available in the next few meetings. MOU discussions underway, will meet again. Waste water public records request regarding the Bishop's Run PTI. TJ Harper has accepted the position of Treasurer of the Joint Recreation District. 33 growth alliance has approval to operate on their own. All deliverables on site at middle school to for connections between waste and water. New Community Affairs Director and public information officer Carrie Hoover will begin week of the 28th. Mayor will be sitting on policy committee to discuss regional growth and economic development. Main Street and Heritage Ohio received free services, including design ideas to have work done on Inter-Urban building. Rail service from Athens to Columbus discussions going on.

Move to approve Mayor's Fund by Mr. Jarvis, seconded by Ms. Mershon

VOTE: **AYES:** Mr. Jarvis, Ms. Mershon, Mr. Paini, Mr. Donahue, Ms. Eisnaugle, Dr. Bender
NAYS:

Public Works Director:

Awaiting street sweeper, hopefully by next Friday. They are making preparations for Labor Day Festival. Fall planting bidding out on 39 trees, mostly along Gender Rd. Have replaced old metal gates at the bridge for the Labor Day parade. Washington St. Bridge is under construction with road closures from 9am-3 pm. Water treatment plan is going well, some complaints, but sporadic. Fire hydrant flushing moved from October to September. Traffic signals along Gender Road still awaiting fabrication. Extending road

and utilities. Evaluating survey and installation of sludge press to help control sludge environment at plant. Columbus Street design submitted for 75%.

Development Director:

Revised downtown inventory study will be on agenda next meeting. Marathon station met with CIC, coming up for funding options. Cemetery Rd. development in progress, proposed plan to put in 20-25,000 feet of office and 12-15,000 feet of retail space.

Village Solicitor's Report:

Fairfield County Sheriff's Report:

Have registered 5 golf carts, 4 owners. Had communities in Paulding, Licking, and Darke County inquire about golf cart licensing. Department will be getting computers with fingerprint logon in vehicles for mapping and license checking purposes. Responded to 8 911 calls, 12 accident reports, 36 alarms, 2 animal complaints, 8 attempt to locate, 1 assault, 1 bad check, 2 domestic violence, 1 drunk person, 2 information, 11 investigate, 1 narcotic, 1 stolen vehicle, 17 suspicious person/vehicle, 13 theft, 8 threat/harassment, 1 unruly juvenile, 7 vandalism, 13 lockouts.

Finance Director's Report:

Nothing to report outside of written report

Council Reports:

Service committee: Monday, September 10, 2007 5:00 pm

Finance committee: Monday, September 24, 2007 5:00 pm

Safety committee: Monday, September 17, 2007 6:00 pm

Old Town committee: Tuesday, September 4, 2007 6:00 pm

Kick off meeting for restoration- Saturday, August 25, 2007 11am-1pm

New Business:

Appeal meeting September 4, 2007, 6:30 pm

Old Business:

Friends for Life request \$4700 for 24 cats and 4 dogs spayed, \$700 for emergency animal treatment. Will contact for more information about how the money is allotted since requested funds equal spent funds exactly.

Property on corner of Dietz and Gender was on fire, and has not been taken care of in the last two years due to legal issues between insurance companies, mortgage holder, and arson investigation since the owner of the house is in federal prison.

Adjourn to Executive Session:

Motion by Ms. Eisnaugle, second Ms. Mershon

VOTE: **AYES:** Ms. Eisnaugle, Ms. Mershon, Mr. Paini, Mr. Jarvis, Mr.
Donahue, Dr. Bender
NAYS:

Time out 8:40 pm

Adjournment:

Motion to adjourn by Mr. Donahue, seconded by Mr. Paini

VOTE: **AYES:** Mr. Donahue, Mr. Paini, Ms. Eisnaugle, Mr. Jarvis, Ms.
Mershon, Dr. Bender
NAYS:

Time out: 9:06 pm